

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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|------------------------------|-------------|--------------|
| TINA SOTTOSANTI-MACK, | : | CIVIL ACTION |
| | Plaintiff, | : |
| v. | : | NO. 15-3255 |
| | : | |
| JOHN F. REINHART and | : | |
| EASTON AREA SCHOOL DISTRICT, | : | |
| | Defendants. | : |
| | : | |

ORDER

AND NOW, this 28th day of March, 2016, upon consideration of the Motion to Dismiss Plaintiff's Complaint (Dkt. No. 3), which motion was filed by defendants on June 17, 2015; upon consideration of Plaintiff's Response in Opposition to Defendants' Motion to Dismiss (Dkt. No. 4) filed August 12, 2015; upon consideration of the Reply Brief in Support of Defendants' Motion to Dismiss Plaintiff's Complaint (Dkt. No. 7) filed on August 26, 2015; upon consideration of the Plaintiff's Brief Contra Defendants' Reply Brief Concerning Motion to Dismiss Plaintiff's Complaint (Dkt. No. 10) filed on September 8, 2015; and for the reasons expressed in the foregoing Memorandum,

IT IS ORDERED that defendants' motion to dismiss is **GRANTED** in part and **DENIED** in part as follows:

1. The motion to dismiss is **GRANTED** as to Count III of the Complaint.
2. The motion to dismiss is **DENIED** in all other respects, without prejudice to Defendants to raise the arguments therein in a motion for summary judgment after discovery has concluded.

IT IS FURTHER ORDERED that the Defendants shall have fourteen (14) days from the date of this Order to file an answer to the Complaint.

BY THE COURT:

/s/ Henry S. Perkin
HENRY S. PERKIN,
United States Magistrate Judge